

00-0-0747

(Do Not Write Above This Line)

ORDINANCE BY: COMMUNITY DEVELOPMENT/HUMAN  
RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO  
DIRECT THE DEPARTMENT OF PLANNING,  
DEVELOPMENT AND NEIGHBORHOOD CONSERVATION  
(BUREAU OF NEIGHBORHOOD CONSERVATION) TO  
CLEAN THE PREMISES AND CLOSE THE VARIOUS  
STRUCTURES, PURSUANT TO ARTICLE III OF THE  
ATLANTA HOUSING CODE AND A HEARING  
CONDUCTED BY THE IN REM REVIEW BOARD ON  
MARCH 30, 2000.

1371 Belmont Avenue, SW D-12  
1473 Campbellton Road, SW D-12  
294 Lincoln Street, SW D-12  
175 Moreland Avenue, SE D-05

**ADOPTED BY**  
**JUN 19 2000**  
**COUNCIL**

- ☒ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☐ PERSONAL PAPER REFER

Date Referred

6/5/00

Referred To:

OD/HR

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee CD/HR  
 Date 5/31/00  
 Chair Shirley M. Moore  
 Referred to CD/HR

Committee

Committee

Date

Date

Chair

Chair

Action:

Action:

Fav, Adv, Hold (see rev. side)

Fav, Adv, Hold (see rev. side)

Other:

Other:

Members

Members

Refer To

Refer To

Committee

Committee

Date

Date

Chair

Chair

Action:

Action:

Fav, Adv, Hold (see rev. side)

Fav, Adv, Hold (see rev. side)

Other:

Other:

Members

Members

Refer To

Refer To

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd  
 Readings ☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

**CERTIFIED**  
 JUN 19 2000

ATLANTA CITY COUNCIL PRESIDENT

*Robert A. Pitts*

**CERTIFIED**  
 JUN 19 2000

*Richard D. Johnson*  
 MUNICIPAL CLERK

MAYOR'S ACTION

**APPROVED**  
 JUN 21 2000

*Samuel L. Johnson*



CITY COUNCIL  
ATLANTA, GEORGIA

00- 0 -0747

AN ORDINANCE

BY: COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO DIRECT THE DEPARTMENT OF PLANNING, DEVELOPMENT AND NEIGHBORHOOD CONSERVATION (BUREAU OF NEIGHBORHOOD CONSERVATION) TO CLEAN THE PREMISES AND CLOSE THE STRUCTURES AT VARIOUS LOCATIONS PURSUANT TO ARTICLE III OF THE ATLANTA HOUSING CODE AND A HEARING CONDUCTED BY THE IN REM REVIEW BOARD ON MARCH 30, 2000.

1371 BELMONT AVENUE, SW	D - 12
1473 CAMPBELLTON ROAD, SW	D - 12
294 LINCOLN STREET, SW	D - 12
175 MORELAND AVENUE, SE	D - 05

**WHEREAS**, on March 16, 1987, the Council of the City of Atlanta adopted an Ordinance entitled, "The Atlanta Housing Code of 1987"; and the same was approved by the Mayor of the City of Atlanta on March 24, 1987; and

**WHEREAS**, on 3/30/2000, pursuant to the Atlanta Housing Code of 1987, Article III; entitled "In Rem Procedures", hearings were held after due notice to owner(s) of and/or parties in interest before the In Rem Review Board regarding certain structures believed to be unfit for occupancy or habitation and to be in violation of Article III; and

**WHEREAS**, on 3/30/2000, The In Rem Review Board determined that the structures on the real property more fully identified hereinafter, were unfit for human occupancy or habitation and could not be improved, repaired, or altered at a cost of fifty percent (50%) or less of the value of structures, exclusive of the foundation and lots after the improvements have been made; and

**WHEREAS**, the In Rem Review Board did state in writing these findings of fact in support of such determination and the In Rem Review Board issued and caused to be served upon the owner(s) of and/or parties in interest, an Order requiring the owner(s) and/or parties in interest close such structures and clean the premises pursuant to Section 33 (3) c of the Atlanta Housing Code; and



**WHEREAS**, a period of 30 days from the date of said Order was allowed for the owner(s) and/or parties in interest to comply with the Order; and

**WHEREAS**, the owner(s) and/or parties in interest of the properties failed to comply with the Order of The In Rem Review Board within the specified time.

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:**

**SECTION 1:** That the Mayor is authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to forthwith clean the premises and close the structures at the following real property, upon which structure(s) are located:

<u>Property Street Address</u>	<u>City Council District</u>
1371 Belmont Avenue, SW	D - 12
1473 Campbellton Road, SW	D - 12
294 Lincoln Street, SW	D - 12
175 Moreland Avenue, SE	D - 05

**SECTION 2:** That the Mayor is hereby authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to perform the following specific duties at the above mentioned properties:

- (1) Vacate the structures, (if occupied).
- (2) Clean the premises and board the structures in conformance with the Order of the In Rem Review Board.
- (3) Maintain the property in conformance with the Order of the In Rem Review Board until the structure(s) are repaired or demolished.
- (4) File a lien against the real property on which the structures(s) are attached in an amount necessary to recover the costs incurred by the City of Atlanta.

**SECTION 3:** That the Mayor is further authorized to allow the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to engage the professional services of any of the City of Atlanta's pre-qualified contractors to conduct the appropriate duties listed in **SECTION 2** of this ordinance.

**SECTION 4:** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

A true copy,

Deputy Clerk

**ADOPTED by the City Council**  
**APPROVED by the Mayor**

**JUNE 19, 2000**  
**June 27, 2000**



## TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Damion K. Streeter  
Foxworthy, Inc.  
Altegra Credit Company  
Musa Spencer  
Nationscredit Financial Services Corporation, Sophia Ikpainyang

on 3-10-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,  
seeking relief against the following described real estate, to-wit:

All that tract or parcel of land lying and being in Land Lot 105 of the 14th District of Fulton County, Georgia and being Lot 118 of the east half of the map of Capitol View as per plat recorded in plat book 2 page 129, Fulton County records to which reference is hereby made for a more particular description of said property. Being improved property known as 1371-BELMONT AVENUE, SW, according to the present system of numbering houses in the City of Atlanta, GA.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated: March 10, 2000

BY: Dale S. Hargood  
Bureau of Neighborhood Conservation, Official Agent

BY: Bill Carter  
Assistant Real Estate City Attorney



## TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Isaac Daniels, Frank Daniel, Warren Glen Gordon, Chrisanglea Battle, Sophia Fayette Simpson

on **3-10-00** in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,  
seeking relief against the following described real estate, to-wit:

ALL that tract or parcel of land lying and being in Land Lot 136 of the 14<sup>th</sup> District of Fulton County, Georgia and more particularly described as follows:

BEGINNING at a point on the north side of Campbellton Road eight hundred twenty-nine and eight-tenths (829.8) feet northeasterly from the northeast corner of the intersection of Campbellton Road and Alma Street; and running thence northerly one hundred eighty (180) feet in accordance with a line agreement recorded in book 2400, page 527, Fulton County records; thence westerly two and three-tenths (2.3) feet; thence north one hundred twenty-nine (129) feet to the south side of Venetian Drive (formerly Utoy Road); thence east along the south side of Venetian Drive one hundred one and six-tenths (101.6) feet; thence south two hundred eight-two (282) feet to the north side of Campbellton Road; thence southwesterly along the north side of Campbellton Road seventy-eight (78) feet to the point of beginning; Being improved property known as 1473 CAMPBELLTON ROAD, SW, according to the present system of numbering houses in the City of Atlanta, Georgia.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated: **March 10, 2000**

BY:

Dale L. Hargrath  
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Costup  
Assistant Real Estate City Attorney



## TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

John Neal Ward  
ABC South Bonding Company

on 3-10-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,  
seeking relief against the following described real estate, to-wit:

All that tract or parcel of land lying and being in Lot 72 of the 14th District of Fulton County, Georgia, and more particularly described as follows: Beginning at a point on the south side of Lincoln Street 200 feet west along said street from the southwest corner of Lincoln Street and Joylan Avenue, which point is also at the northwest corner of Lot 17 of the subdivision and plat hereinafter referred to; and running thence west along the south side of Lincoln Street 80 feet to the west line of said Land Lot 72, which line is also the west line of said subdivision; thence south along the west line of said Land Lot 72 and along the west line of said subdivision, 100 feet up the north line of Lot 29, said subdivision; thence east along the north line of Lots 29 and 30 of said subdivision 80 feet to the west line of Lot 17, said subdivision; thence north along the west line of said Lot 17 a distance of 100 feet to the south side of Lincoln Street and the point of beginning; being improved property now known as 294 LINCOLN STREET, SW, according to the present system of numbering houses in the City of Atlanta, GA.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated: March 10, 2000

BY:

Dale S. Hargood  
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Castine  
Assistant Real Estate City Attorney



## TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Adell Roberts  
Zarrell Reynolds, Geraldine Givens and Irene Lowe, individually and as  
Executors under the Will of Adell Roberts (deceased) and Cynthia R. Smith,  
Hugh Roberts and Denise Roberts, individually.  
Nationscredit Financial Services Corporation

on **3-10-00** in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,  
seeking relief against the following described real estate, to-wit:

All that tract or parcel of land lying and being in Land Lot 13 of the 14th  
District of Fulton County, Georgia, being more particularly described as  
follows:

BEGINNING at an iron pin on the west side of Moreland Avenue, One hundred  
sixty-three (163) feet north from Georgia Power Company Car Line, and  
running thence north, along the west side of Moreland Avenue, Fifty (50)  
feet to an iron pin; running thence west, One hundred forty-five (145) feet  
to an iron pin on the east side of an Alley; running thence south, along  
the east side of said Alley, Fifty (50) feet to an iron pin, and running  
thence east One hundred forty-five (145) feet to the west side of Moreland  
Avenue and point of beginning; being improved property, having a house  
thereon known as No. 175 Moreland Avenue, according to the present  
numbering of houses in the City of Atlanta, Georgia.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings,  
dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This  
notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as  
provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such  
real property.

Dated: **March 10, 2000**

BY:

Dale S. Hygoord  
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Carters  
Assistant Real Estate City Attorney

RCS# 2017  
6/19/00  
2:35 PM

Atlanta City Council

Regular Session

MULTIPLE

00-O-0747 AND 00-O-0748

ADOPT

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 2

Y McCarty	Y Dorsey	Y Moore	Y Thomas
NV Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	B Maddox	Y Alexander
B Winslow	Y Muller	Y Boazman	NV Pitts

MULTIPLE